



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Srinivas G. Rao and Jay D. Kranzler

Serial No.: 10/628,141

Art Unit: 1614

Filed: July 24, 2003

Examiner: Not Yet Assigned

For: *TREATMENT AND PREVENTION OF DEPRESSION SECONDARY TO PAIN (DSP)*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §1.56 and 37 C.F.R. §1.97, Applicants submit a Supplemental Information Disclosure Statement, including two (2) pages of Form PTO-1449, copies of the three (3) documents cited therein, and a copy of the International Search Report, mailed December 11, 2003, in the corresponding PCT application PCT/US03/23088.

It is believed that no fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any fees to Deposit Account No. 50-1868.

**Certification Under 37 C.F.R. §1.97 (e)(1)**

Each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

U.S.S.N.: 10/628,141  
Filed: July 24, 2003  
SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT

### U.S. Patents

<u>Number</u>	<u>Issue Date</u>	<u>Patentee</u>	<u>Class/Subclass</u>
5,532,244	07-02-1996	Wong, et al.	514/255
6,635,675	10-21-2003	Kranzler, et al.	514/620

### Publications

RUOFF, et al., "Depression in the patient with chronic pain," *J. Fam. Practice* 43 (Suppl 6): S25-S34 (1996), abstract only.

U.S.S.N.: 10/628,141  
Filed: July 24, 2003  
SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT

### **Remarks**

This statement should not be interpreted as a representation that an exhaustive search has been conducted or that no better art exists. Moreover, Applicants invite the Examiner to make an independent evaluation of the cited art to determine its relevance to the subject matter of the present application. Applicants are of the opinion that their claims patentably distinguish over the art referred to herein, either alone or in combination.

Respectfully submitted,

---

Patrea L. Pabst  
Reg. No. 31,284

Dated: February 26, 2004

HOLLAND & KNIGHT LLP  
One Atlantic Center  
1201 West Peachtree Street, N.E.  
Suite 2000  
Atlanta, Georgia 30309-3400  
404-817-8473  
FAX 404-817-8588  
www.hklaw.com

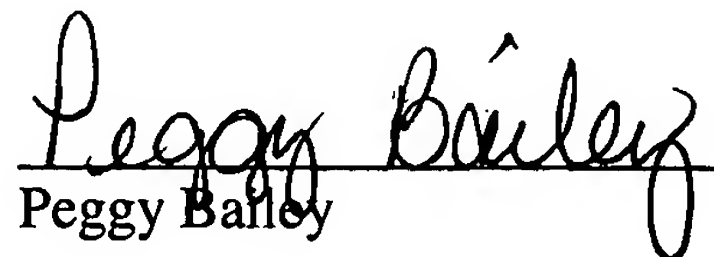
U.S.S.N.: 10/628,141  
Filed: July 24, 2003  
SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT



**Certificate of Mailing under 37 CFR §1.8(a)**

I hereby certify that this Supplemental Information Disclosure Statement, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

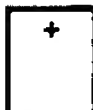
Date: February 26, 2004

  
Peggy Bailey

# 1717291\_v1



Please type a plus sign (+) inside this box →



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete If Known</b>	
				<b>Application Number</b>	
				10/628,141	
				<b>Filing Date</b>	
				July 24, 2003	
				<b>First Named Inventor</b>	
Srinivas G. Rao					
<b>Group Art Unit</b>					
1614					
<b>Examiner Name</b>					
<b>Sheet</b>	2	<b>of</b>	2	<b>Attorney Docket Number</b>	CYPR 101

OTHER ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner's Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		RUOFF, et al., "Depression in the patient with chronic pain," <i>J. Fam. Practice</i> 43 (Suppl 6): S25-S34 (1996), abstract only.	

<b>Examiner's Signature</b>		<b>Date Considered</b>	
---------------------------------	--	------------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.